

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA**

**MAC East, LLC,  
an Alabama Limited Liability  
Corporation,**

**PLAINTIFF**

**vs.**

**CASE NO. 2:05-cv-1038-MEF**

**SHONEY'S INC.,  
a Tennessee corporation,**

**DEFENDANT**

**PLAINTIFF'S DESIGNATION OF DEPOSITION TESTIMONY**

Comes now Plaintiff and designates the following deposition testimony  
which may be used at trial of the above matter:

1. Donna Powers:

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2. Robert Stetson:

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Respectfully submitted this 20<sup>th</sup> day of December, 2006.

s/ Dennis R. Bailey  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing document upon the following counsel of record by placing a copy of same in the United States Mail, first class postage prepaid, on this the 20<sup>th</sup> day of December, 2006.

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